

Notice of Determination

To:

Office of Planning and Research
[CEQA Submit](#)

From:

Department of Fish and Wildlife
South Coast Region 5
3883 Ruffin Road
San Diego, CA 92123
Contact: Amida Verhey
Email: Amida.Verhey@wildlife.ca.gov
Phone: (562) 743-6259



Lead Agency
City of Mission Viejo
200 Civic Center
Mission Viejo, CA 92691
Contact: Elaine Lister
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Phone: (949) 470-3053

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2020080147

Project Title: Lower Curtis Park Project (Streambed Alteration Agreement No. EPIMS-ORA-17307-R5)

Project Location (Orange County): The project is located east and south of Robert A. Curtis Park at two unnamed tributaries to Trabuco Creek, in Orange County, California; Latitude 33.604739, Longitude -117.631879, Assessor's Parcel Number 786-601-01. The mitigation site is located at approximately Latitude 33.551362, Longitude -117.660108 on the western edge of Trabuco Creek, north of the Arroyo Trabuco Golf Course, east of College Drive East, and south of Center Drive.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement (EPIMS-ORA-17307-R5), pursuant to Fish and Game Code section 1602, to the project Applicant, City of Mission Viejo as represented by Mark Chagnon. The Lower Curtis Park Project is limited to earthwork and related activities to build a minimum of four regulation (320-foot) baseball fields, as well as habitat improvement activities at the mitigation site. The City of Mission Viejo will import approximately 760,000 cubic yards of soil from freeway improvement projects currently underway to the existing 40.26-gross-acre vacant site at Robert A. Curtis Park. The site will require approximately 187,000 cubic yards of cut and remedial grading which will be incorporated into the grading of the pad site. Drainage A and Drainage B, located within the project site, will be replaced with storm drains and filled with soil. Drainage A will then flow into a basin and Drainage B will flow into an energy dissipator before both flow into Trabuco Creek. Largescale remedial grading within the proposed park site will be conducted to construct water quality basins within areas subject to stabilization. After grading is completed, semi-permanent sediment traps and desilting basins will be placed throughout the site to capture surface water and trap soil sediment on site. A bio-retention basin will be constructed east of the project site to collect surface water runoff.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on July 12, 2024, and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered the **Mitigated Negative Declaration** prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan **was** adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

Notice of Determination

The Mitigated Negative Declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of project approval as a Responsible Agency is available at CDFW's regional office.

DocuSigned by:
Jennifer Turner
Signature: _____ Date: 7/12/2024
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Jennifer Turner, Acting Environmental Program Manager, signing for
Victoria Tang, Environmental Program Manager

Date Received for filing at OPR: _____